



James K. Smith
Executive Director-
Federal Regulatory

SBC Telecommunications, Inc.
1401 I Street, NW
Suite 1100
Washington, D.C. 20005

202-326-8883. Phone
202-408-4801. Facsimile

December 17, 2004

VIA ELECTRONIC SUBMISSION

Ms. Marlene H. Dortch
Secretary
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: ***Notice of Ex Parte***
WC Docket Nos. 04-29 and 04-36

Dear Ms. Dortch:

On December 16, 2004, Jack Zinman and I the undersigned on behalf of SBC Telecommunications, Inc. (SBC) met with Tom Navin, Julie Veach, Terri Natoli, Christi Shewman, and Michael Goldstein of the Wireline Competition Bureau to discuss SBC's Petition for Declaratory Ruling and Petition for Forbearance regarding IP Platform Services. The discussion focused on the scope of IP Platform Services consistent with the position SBC has set forth in its pleadings in the above reference proceedings. The material attached hereto was used as a basis for the discussion.

Pursuant to Section 1.1206 of the Commission's Rules, this letter is being electronically filed with the Commission.

Please contact the undersigned at (202) 326-8883 should you have any questions.

Sincerely,

/s/ James K. Smith

Attachment

cc (via electronic mail):

Tom Navin
Julie Veach
Terri Natoli
Christi Shewman
Michael Goldstein

SBC

IP Platform Services

December 16, 2004

WC Docket No. 04-29

SBC IP Platform Services Petitions

- Petition for Declaratory Ruling (filed Feb. 5, 2004)
- Petition for Forbearance (filed Feb. 5, 2004)

Key Principles For Defining The Scope of IP Platform Services

- **Defined category should be broad and inclusive**
 - Include the full range of services that ride the IP Platform
 - Key to keeping Internet and other interactive computer services unfettered by federal or state regulation
- **Category should have bright line boundary**
 - Avoid reliance on fine technical distinctions that may rapidly become obsolete as technology evolves
 - Avoid reliance on subjective standards requiring assessment of substitutability
 - Definition of IP Platform should embrace an easily understood functional description of key attributes
- **Competitively neutral in its effect**
 - Defined without regard to outdated legacy distinctions between service providers or the services they seek to offer
 - All IP competitors should be subject to the same regulatory treatment

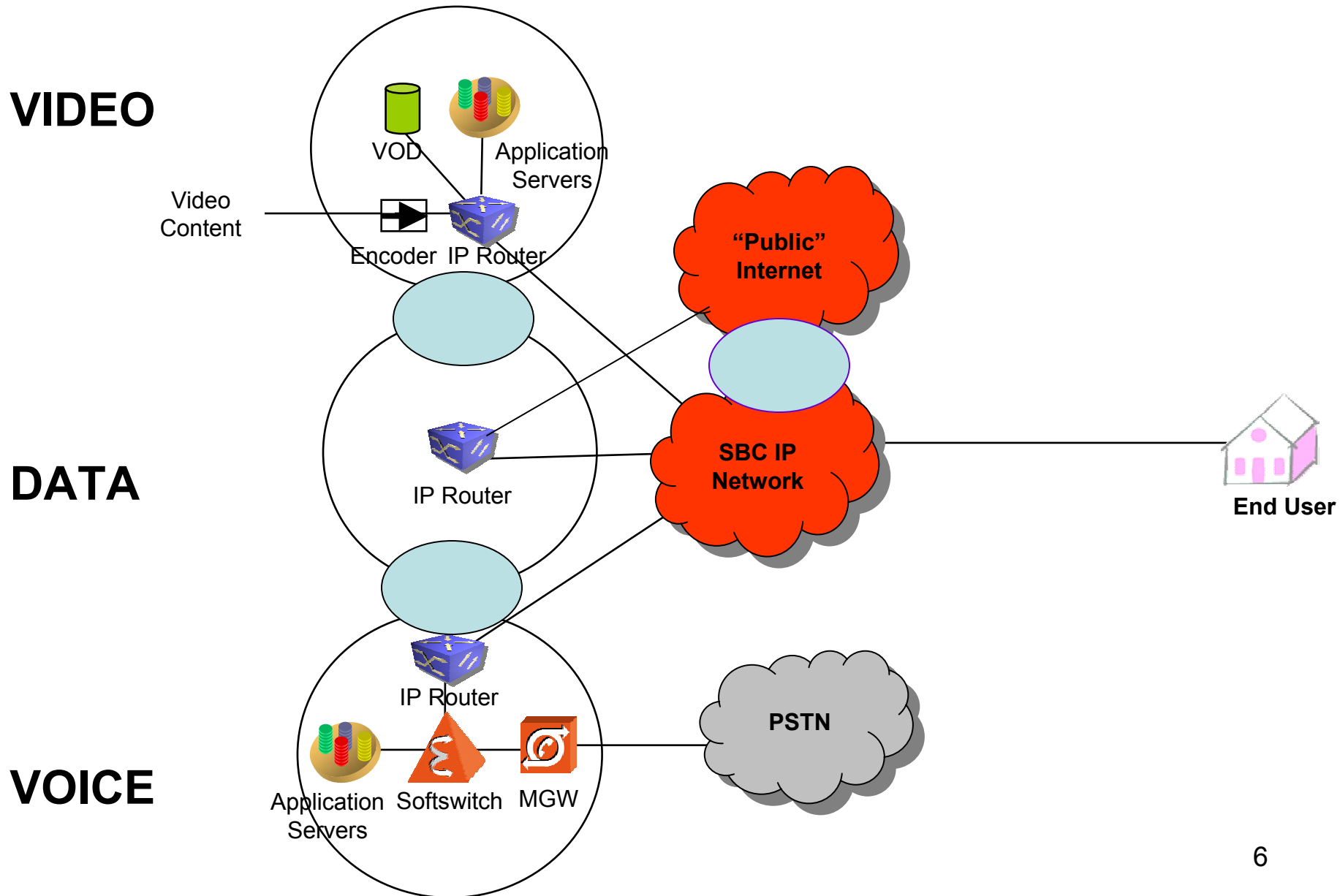
Scope of IP Platform Services

- IP Platform Services consist of:
 - IP networks and their associated capabilities and functionalities (IP Platform)
 - Platform = more than just a transmission network
 - IP services and applications provided over an IP Platform that enable the end user to send or receive communications in IP format.

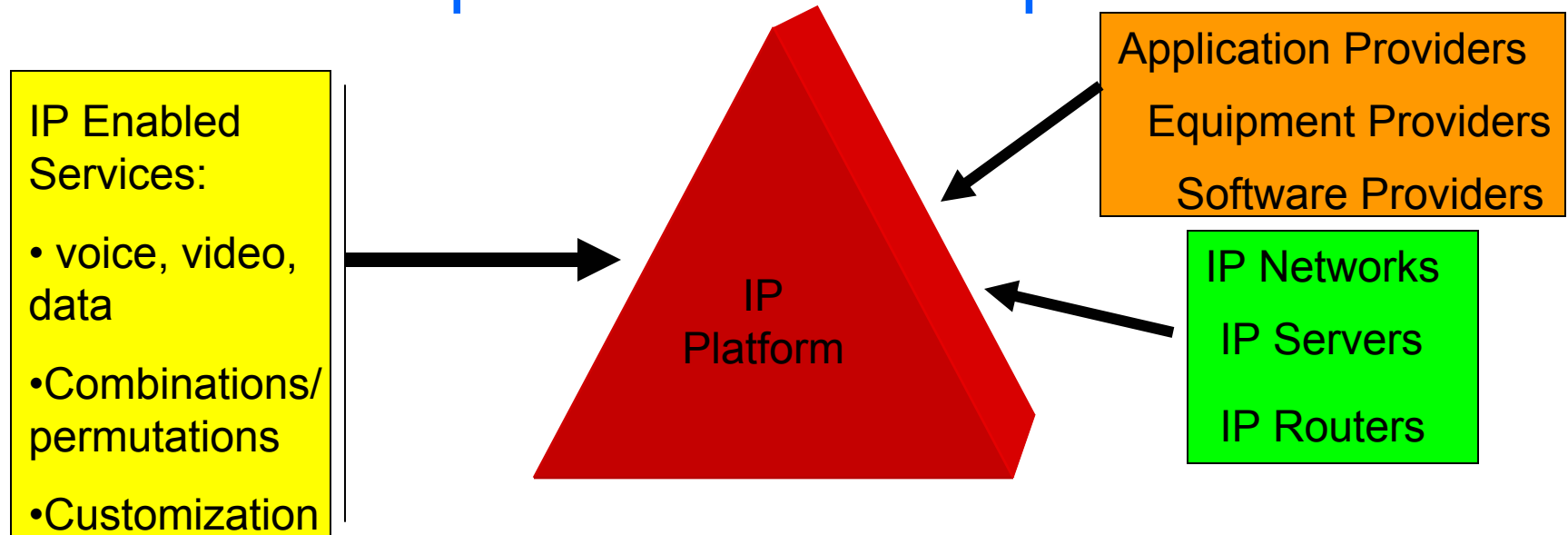
Scope of IP Platform Services

- Encompasses the IP networks themselves and the uses to which these networks are put
- It encompasses both “services” and “applications”—meaningless distinction for regulatory purposes
- Key characteristic of IP Platform service is that the service must “leave or reach” the customer in IP over an IP Platform.

Scope of IP Platform Services



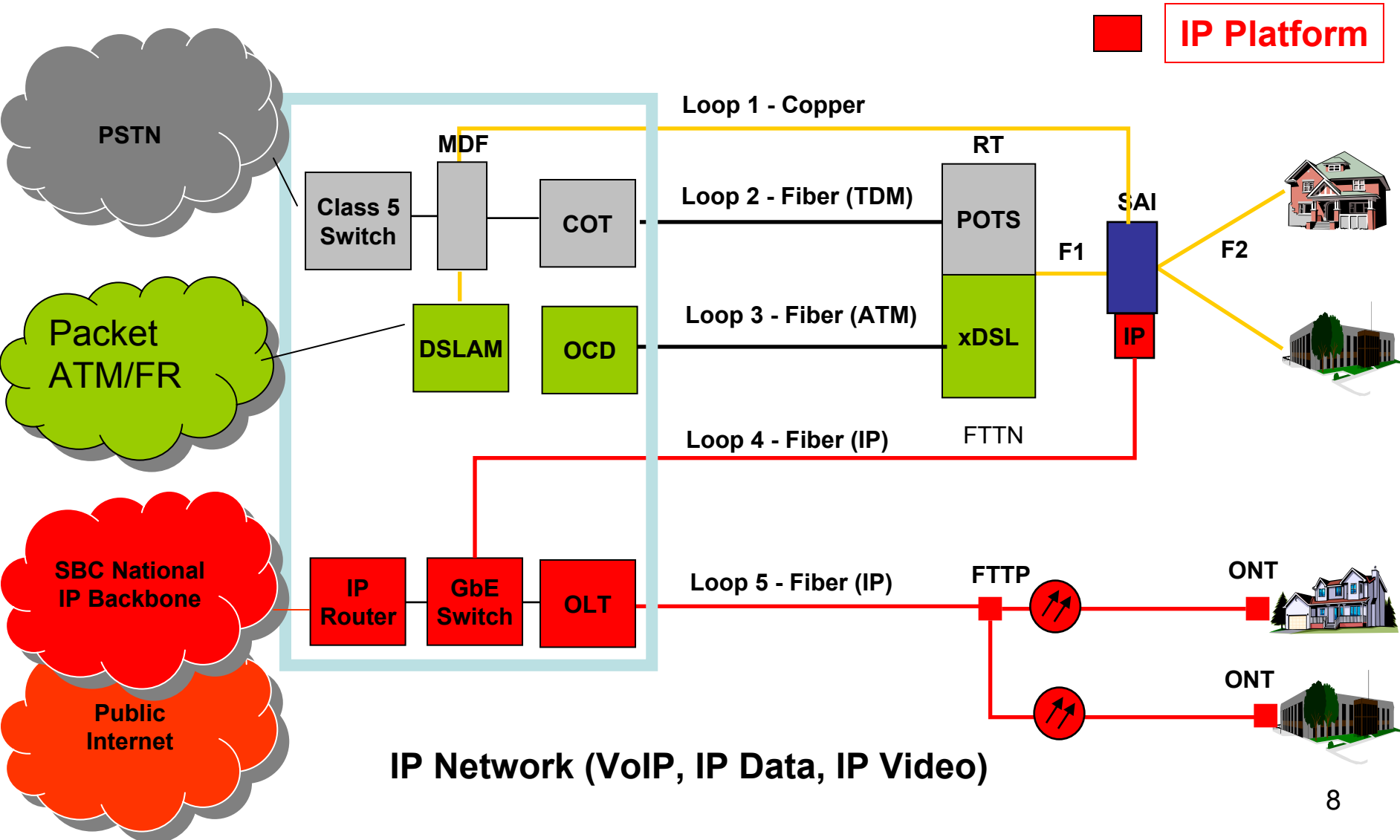
Scope of IP Regulatory Framework Must Encompass All IP Components



Legacy Networks and Services

PSTN Services (Circuit Switched, Private Line),
ATM, FR, DSL, UNEs,

IP Platform Is Distinct From Legacy Networks



A Clear Bifurcation Between Legacy Common Carrier and IP Services

